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10
11 IN THE UNITED STATES DISTRICT COURT
12
13 EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 APPROXIMATELY \$1,537,494.74
18 SEIZED FROM CHASE BANK, and

19 APPROXIMATELY \$2,601.24 SEIZED
20 FROM BANK OF AMERICA,

21 Defendants.

22 2:21-MC-00199-WBS-JDP

23 STIPULATION AND ORDER EXTENDING TIME
24 FOR FILING A COMPLAINT FOR FORFEITURE
ALLEGING FORFEITURE

25 It is hereby stipulated by and between the United States of America and potential claimant Ru
26 Cong Ye (“claimant”), by and through their respective counsel, as follows:

27 1. On or about May 24, 2021, claimants filed a claim in the administrative forfeiture
28 proceeding with the U.S. Customs and Border Protection (“CBP”) with respect to the Approximately
\$1,537,494.74 seized from Chase Bank and Approximately \$2,601.24 seized from Bank of America
(hereafter “defendant funds”), which were seized on August 3, 2020 and August 4, 2020.

29 2. CBP has sent the written notice of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to
30 all known interested parties. The time has expired for any person to file a claim to the defendant funds
under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimant has filed a claim to the defendant
funds as required by law in the administrative forfeiture proceeding.

1 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
2 forfeiture against the defendant funds and/or to obtain an indictment alleging that the defendant funds are
3 subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture
4 proceeding, unless the court extends the deadline for good cause shown or by agreement of the parties.
5 That deadline was August 22, 2021.

6 4. By Stipulation and Order filed August 23, 2021, the parties stipulated to extend to
7 September 21, 2021, the time in which the United States is required to file a civil complaint for forfeiture
8 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to
9 forfeiture.

10 5. By Stipulation and Order filed September 22, 2021, the parties stipulated to extend to
11 October 21, 2021, the time in which the United States is required to file a civil complaint for forfeiture
12 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to
13 forfeiture.

14 6. By Stipulation and Order filed October 21, 2021, the parties stipulated to extend to
15 November 22, 2021, the time in which the United States is required to file a civil complaint for forfeiture
16 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to
17 forfeiture.

18 7. By Stipulation and Order filed November 22, 2021, the parties stipulated to extend to
19 December 22, 2021, the time in which the United States is required to file a civil complaint for forfeiture
20 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to
21 forfeiture.

22 8. By Stipulation and Order filed December 27, 2021, the parties stipulated to extend to
23 January 11, 2022, the time in which the United States is required to file a civil complaint for forfeiture
24 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to
25 forfeiture.

26 9. By Stipulation and Order filed January 18, 2022, the parties stipulated to extend to
27 February 10, 2022, the time in which the United States is required to file a civil complaint for forfeiture
28 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to

1 forfeiture.

2 10. By Stipulation and Order filed February 10, 2022, the parties stipulated to extend to
3 March 11, 2022, the time in which the United States is required to file a civil complaint for forfeiture
4 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to
5 forfeiture.

6 11. By Stipulation and Order filed March 11, 2022, the parties stipulated to extend to April
7 11, 2022, the time in which the United States is required to file a civil complaint for forfeiture against the
8 defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to forfeiture.

9 12. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to May
10 11, 2022, the time in which the United States is required to file a civil complaint for forfeiture against the
11 defendant funds and/or to obtain an indictment alleging that the defendant funds are subject to forfeiture.

12 13. Accordingly, the parties agree that the deadline by which the United States shall be
13 required to file a complaint for forfeiture against the defendant funds and/or to obtain an indictment
14 alleging that the defendant funds are subject to forfeiture shall be extended to May 11, 2022.

15 Dated: 4/7/2022

PHILLIP A. TALBERT
United States Attorney

16 By: /s/ Kevin C. Khasigian
17 KEVIN C. KHASIGIAN
18 Assistant United States Attorney

19 Dated: 4/7/2022

20 /s/ Seth P. Chazin
21 SETH P. CHAZIN
22 Attorney for potential claimant
23 Ru Cong Ye
(Signature authorized by phone)

24 **IT IS SO ORDERED.**

25 Dated: April 11, 2022

26 
27 WILLIAM B. SHUBB
28 UNITED STATES DISTRICT JUDGE